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PCT

DOCKET NO. CRD5060USPCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Bennett Ortiz, et al.

Serial No.: 10/579,517

Art Unit: 2876

Filed : September 15, 2006

Examiner: Unknown

Inter. Filing No.: PCT/US04/39401

Inter. Filing Date: November 23, 2004

For : Medical Device Radio Frequency  
Identification System And Method

I hereby certify that this correspondence is being deposited  
with the United States Postal Service as first class mail in an  
envelope addressed to: Commissioner for Patents, Alexandria, VA  
22313-1450 on

April 13, 2007

(Date of Deposit)

Michael W. Montgomery

(Name of applicant, assignee, or Registered Representative)

04/23/2007 MKAYPAGH 00000115 100750 10579517

01 FC:1617 130.00 DA

(Signature)

April 13, 2007

(Date of Signature)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUBMISSION OF COMBINED DECLARATION AND POWER OF ATTORNEY

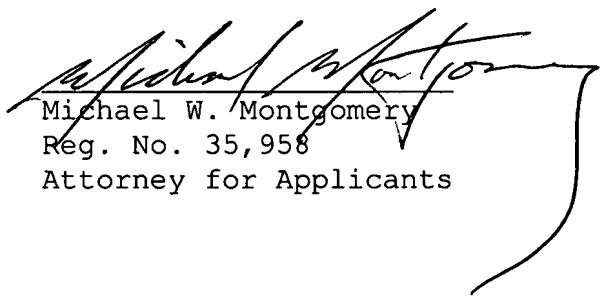
Dear Sir:

Pursuant to Rule 53(f) and Rule 54, please find enclosed a Combined Declaration and Power of Attorney for the application of Bennett Ortiz and Norman Sandberg entitled "Medical Device Radio Frequency Identification System And Method", attorney Docket No. CRD5060USPCT, to complete, pursuant to Rule 51, this application filed on May 11, 2006 by Express Mail pursuant to Rule 10. As required, a copy of the Notice to Missing Requirements for the Application is also attached.

Please charge Johnson & Johnson Deposit Account No. 10-0750/CRD5060USPCT/MWM in the amount of \$430.00. \$130 for submission of the Declaration pursuant to Section 1.16(e). \$100 fee to complete the search. \$200 fee to complete the examination.. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No.10-0750/CRD5060USPCT/MWM. This sheet is submitted in triplicate.

Respectfully submitted,

Johnson & Johnson  
One Johnson & Johnson Plaza  
New Brunswick, NJ 08933-7003  
(786) 313-2922  
April 13, 2007

  
Michael W. Montgomery  
Reg. No. 35,958  
Attorney for Applicants



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/579,517	Bennett Ortiz	CRD5060USNP0

INTERNATIONAL APPLICATION NO.
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PCT/US04/39401

I.A. FILING DATE	PRIORITY DATE
11/23/2004	11/25/2003

Philip S. Johnson  
 Johnson & Johnson  
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 New Brunswick, NJ 08933-7003

RECEIVED  
 MAR 20 2007  
 J&J PAT. DKT. SECTION

CONFIRMATION NO. 8425

371 FORMALITIES LETTER

\*OC000000022676042\*

Date Mailed: 03/16/2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/15/2006
- Copy of the International Search Report filed on 05/15/2006
- Copy of IPE Report filed on 05/15/2006
- Preliminary Amendments filed on 05/15/2006
- Information Disclosure Statements filed on 08/03/2006
- U.S. Basic National Fees filed on 05/15/2006
- Priority Documents filed on 05/15/2006
- Specification filed on 05/15/2006
- Claims filed on 05/15/2006
- Drawings filed on 05/15/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$430** for a Large Entity:

- **\$130** Surcharge.
  - The application search fee has not been paid. Applicant must submit **\$100** to complete the search fee. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.
  - The application examination fee has not been paid. Applicant must submit **\$200** to complete the examination fee for a non-small entity. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

KAYA L LEWIS BALTIMORE

Telephone: (703) 308-9140 EXT 202

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/579,517	PCT/US04/39401	CRD5060USNP0